

Court of Appeals, State of Michigan

ORDER

People of MI v Robin T Wood

Docket No. 289901

LC No. 07-000446 FC, 07-000541 FC

Patrick M. Meter
Presiding Judge

Donald S. Owens

Michael J. Kelly
Judges

The claim of appeal is TREATED as an application for delayed appeal, and it is GRANTED. Under MCR 6.428, appellant is entitled to an appeal because this claim of appeal is untimely because of ineffective assistance of appellate counsel. The claim of appeal was untimely filed because it was not filed within 42 days of October 15, 2008, as required by MCR 7.204(A)(2)(d). The motion for reconsideration did not extend the time further to file the claim of appeal because it was not filed within 42 days of March 19, 2008, as required by MCR 7.204(A)(2)(d).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 04 2009

Date

Sandra Schultz Mengel
Chief Clerk